

RESOLUTION: 14-_____

ABANDONMENT, RENUNCIATION, AND DISCLAIMER OF THE 30-FOOT DRAINAGE EASEMENT ASSOCIATED WITH, AND INCIDENT TO, THE ROADS, STREETS, ALLEYS, RIGHTS-OF-WAY, PARKS AND RECREATION AREAS, AND OTHER EASEMENTS FOR UTILITIES, DRAINAGE, AND OTHER PURPOSES PER THE PLAT OF LANDOVER HILLS

WHEREAS, on the 28th day of October, 2014, the Board of County Commissioners of Leon County, Florida (hereinafter the “Board”) published a notice of public hearing to take place on November 18, 2014 at which the Board would consider the abandonment, renunciation, and disclaimer of the rights and interests of Leon County in the hereinafter described 30-foot drainage easement lying between Lots 8 and 9, Block “A” which was dedicated by plat to the perpetual use of the Landover Hills Homeowners Association, Inc. (the “Landover Hills HOA”) along with, and incident to, any associated roads, streets, alleys, rights-of-way, parks and recreation areas, and other easements for utilities, drainage, and other purposes per the plat of Landover Hills Subdivision (hereinafter described as the “30-foot Drainage Easement”); and

WHEREAS, in July 1997 the 30-foot Drainage Easement was subsequently conveyed to Leon County by virtue of the Quit-Claim Deed recorded at O.R. Book 2062, Page 361, Official Records of Leon County, Florida (the “1997 Deed”); and

WHEREAS, said notice of public hearing is evidenced by the Proof of Publication attached hereto as Exhibit “A”, which reflects the advertisement of said notice of public hearing in the Tallahassee Democrat, a newspaper of general circulation in Leon County, Florida; and

WHEREAS, pursuant to said notice of public hearing and Chapter 336, Florida Statutes, the Board conducted said public hearing on November 18, 2014 in the Commission Chambers of the Leon County Courthouse, during which the Board received public comment from each and every person so requesting.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Leon County, Florida, that:

1. The Board hereby finds that the 30-foot Drainage Easement was originally dedicated to the perpetual use of the Landover Hills HOA with, and incident to, any associated roads, streets, alleys, rights-of-way, parks and recreation areas, and other easements for utilities, drainage, and other purposes per the plat of Landover Hills Subdivision recorded in Plat Book 10, Page 45, Official Records of Leon County, Florida, and was subsequently conveyed to Leon

County by the 1997 Deed, and hereby renounces, disclaims, vacates and abandons any right or interest of Leon County or the public in the 30-foot Drainage Easement as depicted in Exhibit "B" attached hereto.

2. The Clerk of the Board is hereby directed to publish notice of the adoption of this Resolution, within thirty (30) days following its adoption, in one issue of a newspaper of general publication in Leon County, Florida, and that the Clerk thereafter record in the official records of Leon County, Florida the Proof of Publication of notice of public hearing, this Resolution as adopted, and the Proof of Publication of the notice of the adoption of this Resolution.

DONE AND ADOPTED by the Board of County Commissioners of Leon County, Florida, on this the 18th day of November, 2014.

LEON COUNTY, FLORIDA

By: _____
Kristin Dozier, Chairman
Board of County Commissioners

ATTEST:

Bob Inzer, Clerk of the Circuit Court
Leon County, Florida

By: _____

Approved as to Form:

Office of the County Attorney
Leon County, Florida

By: _____
Herbert W. A. Thiele
County Attorney

EXHIBIT "A"

PUBLIC HEARING
Notice of Abandonment

Leon County Board of County Commissioners
November 18, 2014 - 6:00 p.m.
County Commission Chambers
Fifth Floor - Leon County Courthouse

The Board of County Commissioners proposes to adopt a resolution abandoning a 30-foot drainage easement lying between Lots 8 and 9, Block "A" per plat or map of Landover Hills recorded in Plat Book 10, page 45, Official Records of Leon County, Florida, which lies in unincorporated Leon County. The request for abandonment is on file at the Public Works Center, located at 2280 Miccosukee Road and may be reviewed between 8:00 A.M. and 5:00 P.M. For further information please call (850) 606-1500. You are hereby notified in accordance with Section 286.0105, Florida Statutes, should you decide to appeal any decision made by the County Commission or take exception to any findings of fact with respect to any matter considered at the hearing referred to above, you may need to ensure that verbatim record of the proceedings is made. Such a record shall include the testimony and evidence upon which the appeal is to be based. In accordance with Section 286.26, Florida Statutes, persons needing a special accommodation to participate in this proceeding should contact Christine Coble or Facilities Management, 301 South Monroe Street, Tallahassee, Florida 32301, by written request at least 48 hours prior to the proceeding. Telephone: 606-5300 or 606-5000: 1-800-955-8771 (TDD), or 1-800-955-8770 (Voice), via Florida Relay Service.

/s/ Kristin Dozier
Chairman Board of County Commissioners
Leon County, Florida

/s/ Bob Inzer
Clerk of the Circuit Court
Leon County, Florida

PUBLICATION: October 28, 2014

10-45A

